



Atty. Dkt. No. 069818-1250

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: **HOLTUS *et al.***

Title: **FOAMING INGREDIENT AND PRODUCTS CONTAINING THE INGREDIENT**

Application No.: **10/525,913**

International Filing Date: **08/22/2003**

371(c) Date: **09/08/2005**

Examiner: **Kelly Jo Bekker**

Art Unit: **1794**

Confirmation No.: **1024**

NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner in the Final Office Action dated June 12, 2009, finally rejecting Claims 24-51.

Applicant claims small entity status.

Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

Notice of Appeal Fee

12/07/2009 SZEWDIE1 00000003 10525913

To be paid as detailed below

02 FC:1253

1110.00 OP

12/07/2009 SZEWDIE1 00000003 10525913

01 FC:1401

540.00 OP

The required fees are calculated below:

<input checked="" type="checkbox"/>	Notice of Appeal Fee	\$540.00
<input checked="" type="checkbox"/>	Extension for response filed within the third month:	\$1,110.00
<input type="checkbox"/>	Extension:	\$0.00
	FEE TOTAL:	\$1,650.00
<input type="checkbox"/>	Small Entity Fees Apply (subtract ½ of above):	\$0.00
	TOTAL FEE:	\$1,650.00

A credit card payment form in the amount of \$1,650.00 for the Notice of Appeal and a Petition for a three (3) month extension of time is enclosed.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16, 1.17 and 41.20, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by the credit card payment form being unsigned, providing incorrect information resulting in a rejected credit card transaction, or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

By 

Date: December 4, 2009

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